

116001

P 282 600 784

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED  
NOT FOR INTERNATIONAL MAIL  
(See Reverse)

\* U.S.G.P.O. 1985-480-794

PS Form 3800, June 1985

Sent to Mr. Steven Schaefer	
Executive Vice President	
Street and No	
Occidental Chemical Corp	
P.O. State and ZIP Code	
Armond Hammer Blvd, Box 699	
Postage	\$
Hottstown, PA 19464	
Certified Fee	
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt showing to whom and Date Delivered	
Return Receipt showing to whom Date and Address of Delivery	
TOTAL Postage and Fees	\$
Postmark or Date	
Sent 26/5/89	

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STICK POSTAGE STAMPS TO ARTICLE TO COVER FIRST CLASS POSTAGE.  
CERTIFIED MAIL FEE, AND CHARGES FOR ANY SELECTED OPTIONAL SERVICES (see front)

1. If you want this receipt postmarked, stick the gummed stub to the right of the return address leaving the receipt attached and present the article at a post office service window or hand it to your total carrier (no extra charge).

2. If you do not want this receipt postmarked, stick the gummed stub to the right of the return address, and the article; detach and retain the receipt, and mail the article.

3. If you want a return receipt, write the certified mail number and your name and address on a return receipt card (Form 3811), and attach it to the front of the article by means of the gummed end; if space permits, you may also affix to back of article (under front of article) **RETURN RECEIPT REQUESTED** adjacent to the number.

4. If you want delivery restricted to the addressee, or to an authorized agent of the addressee, attach a **RESTRICTED DELIVERY** on the front of the article.

Enter here, for the services requested in the appropriate spaces on the front of this receipt, the number of each service requested, then the applicable block's number 1 of Form 3811.

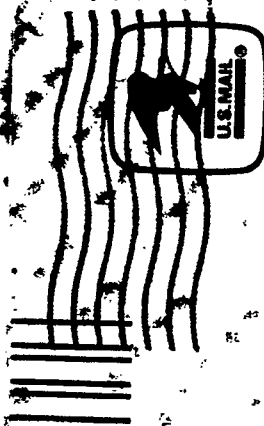
5. Save this receipt and present it if you wish to inquire.

APR 20 1964

UNITED STATES POSTAL SERVICE  
OFFICIAL BUSINESS

**SENDER INSTRUCTIONS**

- Print your name, address, and ZIP Code in the space below.
- Complete items 1, 2, 3, and 4 on the reverse.
  - Attach to front of article if space permits, otherwise affix to back of article.
  - Endorse article "Return Receipt Requested" adjacent to number.



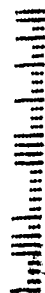
PENALTY FOR PRIVATE  
USE, \$300

RETURN



Print Sender's name, address, and ZIP Code in the space below.

Suzanne Billings (3HW12)  
EPA Region III  
Remedial Enforcement Section  
841 Chestnut Building  
Philadelphia, PA 19107



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[illegible]

Mr. Steven Schaefer, Exe. V.P.  
Occidental Chemical Corp.  
Armond Hammer Blvd.  
Box 699  
Pottstown, PA 19464

P 282 600-784

☐ Registered ☐ Insured  
☒ Certified ☐ COP  
☐ Express Mail

Always obtain signature of addressee or agent and **DATE DELIVERED**

8. Addressee's Address (Name, Street, City, State, Zip, Country)

requestu unu jec

X

7. Date of Delivery

\* U.S.G.P.O. 1987-178-268

## DOMESTIC REVENUE

**RECEIPT**

AR 200093

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Mr. Steven Schaefer, Executive Vice President  
Occidental Chemical Corporation  
Armand Hammer Boulevard  
Box 699  
Pottstown, PA 19464

Re: Occidental Chemical Corporation Site,  
Montgomery County, PA

Dear Mr. Schaefer:

The United States Environmental Protection Agency ("EPA"), by this letter, notifies you that the Occidental Chemical Corporation ("Occidental") is a Potentially Responsible Party ("PRP") for contamination at the Occidental Chemical Corporation Site ("Site") located in Pottstown, Montgomery County, Pennsylvania.

EPA has determined that a response action at the Site is necessary and encourages your company's participation in the activities described below. As further described below EPA hereby requests that your company notify EPA, within, fourteen (14) calendar days of receipt of this letter, whether it is interested in participating in this project. If we do not hear from your company by that time, EPA will assume that Occidental will not participate in the project.

Pursuant to Sections 106(a) and 107(a) of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, 42 U.S.C. Section 9606(a) and 9607(a), as amended by the Superfund Amendments and Reauthorization Act of 1986, Public Law No. 99-499, 100 Stat. 1613 (October 17, 1986) ("CERCLA"), responsible parties may be obligated to implement any needed response actions as determined by EPA and may also be liable for all costs incurred by the United States government in responding to any release or threatened release of hazardous substances at the Site. Such costs can include, but are not limited to, expenditures for conducting a Remedial Investigation/Feasibility Study ("RI/FS") and other investigations,

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planning, response, and enforcement activities.

EPA has evaluated information in connection with the investigation of the Site. Based on this evidence, EPA believes that your company may be a PRP with respect to this Site. Responsible parties under Section 107(a) of CERCLA, 42 U.S.C. Section 9607(a) include: 1) current owners and/or operators of the Site; 2) owners and/or operators at the time of disposal of hazardous substances at the Site; 3) any person who arranged for disposal of hazardous substances at the Site; and, 4) transporters of hazardous substances to the Site. EPA's records indicate that Occidental is the current owner and operator of the Site. Additionally it generates, transports, and disposes of hazardous substances at the Site.

The EPA has expended public funds to investigate releases of hazardous substances at the Site and it may spend additional public funds to further investigate and control these releases. Unless EPA determines that a PRP will properly perform such actions, EPA intends to so pursuant to Section 104 of CERCLA 42 U.S.C. Section 9604 and 40 C.F.R. Section 300.68 of the National Contingency Plan ("NCP").

Specifically, EPA is planning to conduct the following studies at the Site unless an acceptable agreement can be reached:

1. Remedial Investigation (RI)-Further investigations to define the nature and extent of soil, air, ground water, surface water and sediment contamination at the site, and to identify the local hydrogeological characteristics and impact on biotic receptors at the site; and

2. Feasibility Study (FS) - A study to evaluate potential remedial alternatives with emphasis on risk reduction through actions that utilize treatment to permanently and significantly reduce the toxicity, mobility, or volume of hazardous substances, pollutants, or contaminants.

In addition to the above studies, your company may be asked at a later date to undertake, or may be liable for, any additional corrective measures necessary to protect public health, welfare, or the environment. Such measures may include, but are not limited to:

1. Implementing emergency removal actions, e.g., securing the site to prevent contact with any hazardous substances, pollutants or contaminants that may be present at the site and/or removal of contaminated material from the surface of the site;

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2. Implementing expedited response actions, non-time critical removal actions taken when EPA decides to implement a cleanup that does not require extensive study. This type of action must be clearly defined and limited in scope and duration;

3. Designing and implementing the EPA-approved remedial option; and

4. Providing any monitoring and maintenance necessary after remedial measures are completed.

EPA will consider an immediate offer from your company to conduct ( under EPA supervision ) the RI/FS described above in accordance with a work plan consistent with the enclosed RI/FS guidance. Under Section 104(a) of CERCLA, 42 U.S.C. Section 9604(a), a determination must be made that the responsible parties are qualified to conduct the RI/FS, and that they will promptly and properly complete the same and agree to reimburse the government for any costs incurred by or in connection with the RI/FS in order to allow the PRP to undertake such action. Any agreement to perform or fund the RI/FS will be embodied in a Consent Order under Section 104 or 106 of CERCLA, 42 U.S.C. 9604 or 9606.

If Occidental should decide to participate in the RI/FS process, it should indicate that interest in a letter to the EPA official identified below within fourteen (14) calendar days of receipt of this letter. Your letter should indicate the appropriate name, address, and telephone number for further contact with your company. If we do not hear from Occidental by that time, EPA will assume that your company declines any involvement in the RI/FS and will proceed with the appropriate studies and any response actions needed to secure the Site. EPA may later invite your company to undertake the design and implementation of the selected remedy upon EPA's completion of the RI/FS. If your company is already engaged in any voluntary action, or involved in a lawsuit regarding this Site, your company should not interpret this letter to advise or direct it to restrict or discontinue any such activities. On the other hand this letter should not be interpreted as endorsing any such efforts. You should report, however, the status of those discussions or that action in your letter to EPA. Your company should also be aware that this Site is currently proposed for inclusion on the National Priorities List ("NPL"). Once the Site is placed on the NPL, it cannot be delisted until after an RI/FS has been completed and the necessary remedial work concluded in accordance with the enclosed RI/FS guidance and EPA's NCP.

Your company's response should be addressed to:

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Suzanne Billings,  
 Enforcement Project Manager  
 U.S. Environmental Protection Agency Region III  
 PA CERCLA Remedial Enforcement Section (3HW12)  
 841 Chestnut Building 6<sup>th</sup> Floor  
 Philadelphia, PA 19107

Should Occidental provide the expression of willingness to conduct or participate in the RI/FS as described above, EPA will refrain from expending funds for the Site for a period of time so that meaningful discussions concerning a Consent Order can take place.

In addition, under Section 122(e) of CERCLA, 42 U.S.C. Section 9622(e), responsible parties may be extended the opportunity to present a good faith proposal to conduct the RI/FS to EPA within sixty (60) days of receipt of a "special notice" letter. A "special notice" letter may be forwarded to you at such time that your company has expressed some interest in participating in the RI/FS and EPA determines that such a notice would facilitate an agreement and expedite remedial action.

The factual and legal discussions contained in this letter are intended solely for notification and information purposes. They are not to be, and cannot be relied upon as, a final EPA position on any matter set forth herein.

If you have any questions regarding the foregoing, please do not hesitate to contact Suzanne Billings at (215) 597-8240.

Sincerely,

Stephen R. Wassersug, Director  
 Hazardous Waste Management Division

Enclosures: 1. Location map; 2. RI/FS Guidance; 3. PRP List;  
 4. Model Consent Order

cc: James P. Snyder, PADER  
 Bruce Diamond, OWPE  
 Suzanne Canning, EPA  
 Cecil Rodrigues, EPA

CONCURRENCES							
SYMBOL	3HW12	3RC22	3HW12	3HW10	<del>3HW10</del>	3HW00	
SURNAME	Billings	Rodrigues	Crystall	Smith	<del>Wassersug</del>	Wassersug	
DATE	SB 1/3/88	2-13/88	PC 1/4	OS 1/4	<del>1/4</del>		
EPA Form 1320-1 (12-79)						AR200097	